

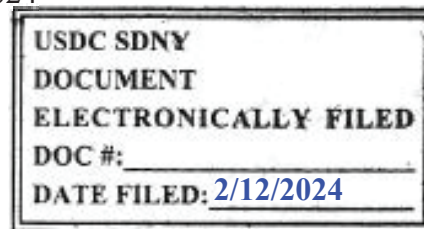
VERNER SIMON

30 WALL STREET, 8<sup>TH</sup> FLOOR ▪ NEW YORK, NEW YORK 10005 ▪ (212) 502 5500 / (212) 502 5400 FAX

February 9, 2024

**VIA ECF**

Hon. Jennifer H. Rearden  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 1010  
New York, NY 10007



Re: *Harmon et al. v. Mosley et al.*  
Case No.: 23-cv-04225

Dear Judge Rearden:

We are counsel for the Plaintiffs. Pursuant to Individual Rule 2(e) we request that the Initial Pretrial Conference set for February 16, 2024 be adjourned until March 16, 2024, or the first convenient date thereafter. This request is on consent of all the parties.

The Court will recall that this matter involves a suit to recover Plaintiffs' music producer royalties alleged to be owed to the Plaintiffs by Defendants and an alleged breach of a prior settlement agreement between certain of the parties.

Our last request for an adjournment was propelled by the principal Plaintiff Jerome Harmon's personal issues including successive deaths in his immediate family. Moreover, as we reported last, Plaintiffs engaged specialist counsel, Michael Selverne, to work on settlement issues with Defendants. The principal obstacle the parties have faced in this process is access to relevant royalty information. As of today, Plaintiff's counsel of record can report that we have seen a draft settlement agreement and that the specialist counsel and defense counsel seem optimistic that the agreement may be concluded before we need to appear at a March conference.

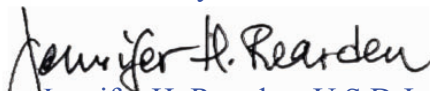
It appearing that the most efficient manner of moving forward is to wait for that agreement to be concluded, we believe this second request for an adjournment is well-founded.

We thank the Court in advance for its consideration of this request

Respectfully submitted,  
VERNER SIMON

s/ Paul W. Verner  
Paul W. Verner

Application GRANTED. The Initial Pretrial Conference is adjourned to **Wednesday, March 20, 2024 at 11:30 a.m.** If the parties have not filed a stipulation of dismissal by Friday, March 8, 2024, they shall file the joint letter described in ECF No. 37. The Initial Pretrial Conference will not be further adjourned absent extraordinary circumstances. The Clerk of Court is directed to terminate ECF No. 40. SO ORDERED.

  
Jennifer H. Rearden, U.S.D.J.  
Dated: February 12, 2024